

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Panchayat Raj and Rural Development Department-Cancellation of Resolution No.9, dt.12.10.2012 of Grama Sabha & Resolution No.22, dt.20.06.2012 of Gram Panchayat, Satrampadu (V), West Godavari District – Orders - issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (PTS.III) DEPARTMENT

G.O.Rt.No. 790

Dated.14.05.2013.

Read the following:-

- 1.From the Dist. Collector, Eluru, Lr.No.Spl.Cell/5437/2012
Dt.31.01.2013.
- 2.From the Commissioner, Panchayat Raj & Rural Employment,
A.P., Hyderabad, Lr.No.1656/CPR&RE/D1/2013, dt.02.03.2013.

ORDER:

1. The District Collector, West Godavari District in his letter 1st read above has informed that Sri M.V.B.P.Kumar, Ex-Sarpanch, and Sri V.Babu Rao, Ex-10th ward member of Satrampadu Gram Panchayat, West Godavari district have put forth a petition against the then Panchayat Secretary, Gram Panchayat, Satrampadu and the Special Officer, Gram Panchayat Satrampadu alleging that resolutions were passed transferring the Common site belonging to the Gram Panchayat to Private individuals for installation of R.O. Plant and for construction of Muslim Community Hall in violation of Rules. On verification of the Grama Sabha Minutes Book, it is noticed that Resolution No.9 was passed on 12.10.2012 by Sri S.Venu Gopala Reddy, Mandal Parishad Development Officer, Eluru and Special Officer, Gram Panchayat, Satrampadu as proposed by the Panchayat Secretary, Gram Panchayat Satrampadu, allotting 100 Square Yards in R.S.No.66 from the Common Site belongs to the Gram Panchayat to Madhina and Muslim Welfare Society for construction of Muslim Community Hall without Government's approval and in violation of the statutory rules. The action of the Mandal Parishad Development Officer is in violation of the Rules issued in G.O.Ms.No.215 Panchayat Raj and Rural Development (PTS.III) Department dt.25.06.2001 and G.O.Ms.No.188 Panchayat Raj and Rural Development (Pts.III) Department dated:21.07.2011 and also against to the spirit of the Judgement of the Hon'ble Supreme Court of India in SLP C.No.3109/2011.

2. The District Collector, West Godavari District further informed that another resolution No.22 was passed on 20.06.2012 by the Special Officer, Gram Panchayat Satrampadu in the presence of Panchayat Secretary by giving VRO's room to Sri P.Kutumba Rao for installation of R.O. Plant and permitting the said individual for digging of new Bore in the Gram Panchayat site, adjacent to Z.P. School Compound, for a period of 10 years, in violation of the Rules issued in G.O.Ms.No.215 Panchayat Raj & Rural Development (Pts.III) Department dt.25.06.2001.

3. The District Collector, West Godavari District has therefore requested to the Government to cancel the resolution No.s 9 & 22 passed by the Special Officer, Gram Panchayat, Satrampadu in terms of the powers conferred under Section.246 of Andhra Pradesh Panchayat Raj Act, 1994 and G.O.Ms.No.215, Panchayat Raj and Rural Development (Pts.III) Department dt.25.06.2001. The Commissioner, Panchayat Raj and Rural Employment, vide reference 2nd cited requested to issue necessary orders in the matter.

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4. The issue has been examined at length by the Government. In terms of G.O.Ms.No.215, Panchayat Raj and Rural Development [Pts.III] Department, dt.25.06.2011 the Government is only competent for transfer of land. As such, action of the Special Officer, Satrampadu Gram Panchayat is uncalled for and the above two said resolutions are liable for cancellation. Accordingly the Government, after careful examination hereby cancel the Resolution No.9, dt.12.10.2012 of Gram Sabha and Resolution No.22, dt.20.06.2012 of Gram Panchayat Satrampadu (V), West Godavari District in exercise of the powers conferred under section 246 of Andhra Pradesh Panchayat Raj Act,1994, and the rules issued in G.O.Ms.No.215, Panchayat Raj and Rural Development (Pts.III) Department dt.25.06.2001.

5. The Commissioner, Panchayat Raj and Rural Employment, Andhra Pradesh Hyderabad shall take disciplinary action against the persons responsible for the aforesaid lapse and furnish compliance report to Government.

6. The Commissioner, Panchayat Raj and Rural Employment, Andhra Pradesh, Hyderabad and the District Collector, West Godavari District shall take further action accordingly under intimation to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

1. The Commissioner, Panchayat Raj &
Rural Employment, Andhra Pradesh, Hyderabad.
2. The District Collector, West Godavari District.
3. P.S to Minister (Panchayat Raj and Rural Water Supply)
4. P.S. to Principal Secretary to Government (PR).
5. S.C./S.F.-2.

//FORWARDED BY :: ORDER//

SECTION OFFICER